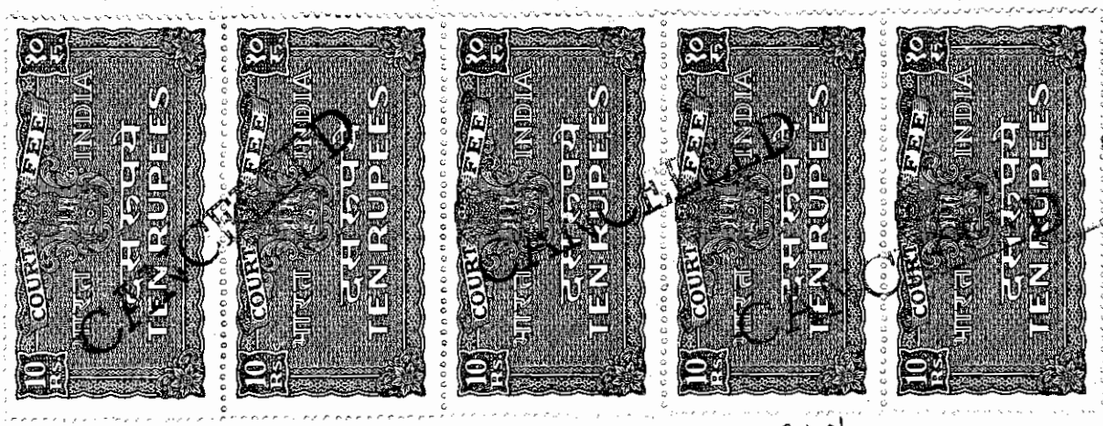

CF 1001-

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

WRIT PETITION NO. 2455 /2001

PETITIONER : P.R.Yadav, S/o Shri Kunj Ram Yadav, Aged 46 years, Occupation- Govt. Service, Presently posted at B.T.I., Bilaspur, R/o Agyeyanagar, Bilaspur.

VERSUS

RESPONDENTS :

1. State of Chhattisgarh, Through Secretary, Deptt. Of Commerce & Industry, D.K.Bhavan, Raipur, (C.G.).
2. Registrar, Forms & Societies, Raipur.
3. Narendra Chandrakar, Nominated President, Chhattisgarh Tritiya Warg Shaskiya Karmachari Sangh, Karmachari Bhavan, Budha Para, Raipur.
4. Shri Satya Narain Tiwari, President (Elected), Madhya Pradesh Tritiya Warg Shaskiya Karmachari Sangh, Bhopal (M.P.).
5. Shri Sunil Pandey, General Secretary, Chhattisgarh State and All India Central Govt. Employees Federation, R.M.S., Raipur.

P. R. No. 2458
Presented by Shri Indrajeet Sahu
dated 23.11.01

Received Copy
23/11/2001
INCHARGE
Constitution Cases Section
Office of the Advocate General
State of Chhattisgarh

एम के शुक्ला
बिलासपुर
बिलासपुर तहसील सेंटर

3

WRIT UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A SUITABLE WRIT, ORDERS OR DIRECTION.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.No. 2455/2001 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	26/11/2001 Shri Rajiv Shrivastava, learned counsel for the petitioner. Shri Goutam Bhaduri, learned Govt. Advocate for the State respondent. Heard. Election programme of the petitioner society dated 11.11.2001 has been impugned. In fact being aggrieved the said election programme, An application was submitted to the Registrar vide annexure P-7 on 21.11.2001. However, the Registrar has been sitting over the matter. In the meantime it is contended that if the election is held the entire matter would become infructuous and the purpose of this petition or for that matter the application now pending before the Registrar shall be defeated. In my view since the matter is pending before the competent authority, the Registrar, the matter should be examined on merit by the said authority. Shri Bhaduri submits that no interim relief may be allowed and any such prayer for interim relief should also be considered only by the competent authority before whom the matter is pending. Shri Rajiv Shrivastava submits that even the interim prayer is made [redacted] in the application itself now pending	

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

before the Registrar. Be that as it may, in my view instead of this Court examining the matter the same should be examined on merit by the Registrar.

In the result the petition is disposed of with the direction that the Registrar shall examine the application (Annexure P-7) expeditiously. I am also further of the view that for the ends of justice in view of the reasons stated above until the matter is decided on merit by the Registrar the impugned election programme vide Annexure P-5 dated 11.11.2001 shall remain stayed.

Certified copy of this order be supplied as per rules.

Sd/-
Chief Justice

BM

GL PRJ—FS/350—12/2000—50,000.